

FILED 07 FEB 21 12:55 USDC-ORN

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

SUPERIOR LEASING, LLC, et al., )	)	Civ. No. 04-3099-CO
Plaintiff,	)	
	)	
v.	)	
	)	
KAMAN AEROSPACE CORP.,	)	<b>ORDER</b>
	)	
Defendant.	)	
_____	)	

**PANNER, District Judge:**

Magistrate Judge John P. Cooney filed Findings and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). When either party objects to any portion of a Magistrate Judge's Findings and Recommendation, the district court must make a de novo determination of that portion of the Magistrate Judge's report. 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc., 656 F. 2d 1309, 1313 (9th Cir. 1981).

I have, therefore, given this matter de novo review. I find

no error. Accordingly, I ADOPT the Findings and Recommendation of Magistrate Judge Cooney.

**CONCLUSION**

Magistrate Judge Cooney's Findings and Recommendation (#97) is adopted. Defendant's motion for summary judgment (#12) is denied, and plaintiffs' cross-motion for summary judgment (#22) is granted in part and denied in part as stated in the Findings and Recommendation.

IT IS SO ORDERED.

DATED this 21 day of February, 2007.

A handwritten signature in black ink, reading "Owen M. Panner", written over a horizontal line.

OWEN M. PANNER  
U.S. DISTRICT COURT JUDGE